

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Brian R. Macdonald et al.

Application No.: 10/667,096

Confirmation No.: 1638

Filed: September 18, 2003

Art Unit: 1647

For: METHODS OF INCREASING PLATELET
AND HEMATOPOIETIC STEM CELL
PRODUCTION

Examiner: Bridget E. Bunner

**PETITION FOR UNINTENTIONALLY DELAYED
CLAIM FOR PRIORITY UNDER 37 CFR § 1.78(c) and (e)**

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants submit this Petition for Unintentionally Delayed Claim for Priority under 37 CFR 1.78(c) and (e). The above-identified application has an incomplete priority claim.

When this application was filed on September 18, 2003, one of the applications for which this application claims priority was inadvertently omitted. On January 8, 2009, Applicants filed an amendment to the specification wherein the full priority was claimed; however, Applicants did not file the necessary petition. Therefore, the complete priority claim should be:

This application claims priority to Provisional Application Nos. 60/411,779 and 60/411,700, filed on September 18, 2002, and Provisional Application No. 60/498,740, filed August 28, 2003.

A revised Application Data Sheet is filed concurrently to enter the correct priority claim.


Pursuant to 37 CFR §1.78(c)(3) and (c)(3), we therefore submit a statement that the entire delay between the date the claim was due under paragraph 37 CFR 1.78(b)(4) and (d)(4) and the date the claim was filed is unintentional. It is submitted, therefore, that on the basis described above the priority claim should be held to be inadvertent and the enclosed Application Data Sheet should be entered.

Furthermore, a Request for Continued Examination ("RCE") under 37 CFR 1.114, Power of Attorney, and an amendment in response to *Ex Parte* Quayle Action are filed concurrently to enter the above priority data into the specification.

Please charge our Credit Card in the amount of \$1,410.00 covering the fee set forth in 37 CFR 1.17(t). The Director is authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed in this application (or with any paper filed in this application by this firm) to our Deposit Account No. 50-2228, under Order No. 026038.0376PTUS from which the undersigned is authorized to draw.

Dated: May 24, 2010

Respectfully submitted,

By 
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